

MINUTES OF THE MEETING  
OF THE BOARD OF DIRECTORS OF  
THE DEPARTMENT OF WATERWORKS

DATE: November 18, 2004

CALLED TO ORDER: 5:31 p.m.

MEETING ADJOURNED: 6:15 p.m.

ATTENDANCE

MEMBERS PRESENT

Beulah Coughenour, Chairperson  
Barbara Howard  
Dan DeMars  
Jack Bayt

**AGENDA**

1. Approval of the Minutes of the Meeting of October 28, 2004-Beulah Coughenour, Chairperson.
2. Financial Report- Robert Erney, Financial Manager.
3. Report of Veolia Water Indianapolis LLC- Tim Hewitt, President and Operations Manager.
4. Report of Director of Contracts and Operations-Carlton E. Curry, Director of Contracts and Operations.
5. Resolution No. 39, 2004- An Amendatory Resolution of the Department of Waterworks of the City of Indianapolis, Indiana, amending its First Supplemental Waterworks District Net Revenue Bond Resolution Adopted on February 26, 2004- Andrew I. Klineman, General Counsel.
6. Resolution No. 40, 2004- Confirmatory Resolution- Andrew I. Klineman, General Counsel.
7. Resolution No. 41, 2004- Approval of Capital Projects-Carlton E. Curry, Director of Contracts and Operations.
8. Resolution No. 42, 2004- Resolution Approving of the 2005 Budget of the Consolidated City of Indianapolis, Department of Waterworks- Robert Erney, Financial Manager.

9. Other Business
  - a. Other Board Business
  - b. Public Comment

MINUTES OF THE MEETING  
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THE DEPARTMENT OF WATERWORKS

The meeting of the Board of Directors (the “Board”) of the Department of Waterworks (the “Department”) met on Thursday, November 18, 2004. Chairwoman Beulah Coughenour called the meeting to order at 5:31 p.m. with the following members present: Barbara Howard, Dan DeMars and Jack Bayt.

*Approval of the Minutes of the Meeting of October 28, 2004*  
*Beulah Coughenour, Chairperson*

Ms. Howard moved, seconded by Ms. Bayt, to approve the October 28, 2004 Board minutes. The motion carried by a vote of 4 to 0. The minutes are attached as Exhibit A.

*Financial Report*  
*Robert Erney, Financial Manager.*

The Board was given a copy of Mr. Erney’s financial report attached hereto as Exhibit B and incorporated herein by reference (the “Financial Report”).

Mr. Bayt asked about the year-to-date amount. Mr. Erney noted the year-to-date amount in the Financial Report is a reflection of cash accounting.

Mr. Bayt asked about commercial customer collections and whether an interest rate can be charged. Mr. Erney noted that the Department is permitted to collect a late charge and collects that on delinquent commercial customer accounts.

Ms. Howard asked about the capital projects that are presently on hold. Mr. Erney noted those projects were prevented from going forward due to the City of Carmel.

*Report of Veolia Water Indianapolis LLC.*  
*Tim Hewitt, President and Operations Manager.*

Mr. Hewitt submitted to the Board a copy of VWI’s monthly report attached hereto as Exhibit C and incorporated herein by reference (the “Veolia Report”).

Mr. Hewitt read the executive summary of the Veolia Report.

The Chair noted that the Department and Veolia received recognition by the National Council on Public Private Partnerships at its annual meeting held in Alexandria, Virginia on November 17, 2004. The Chair called the Board’s attention to the award plaque on the table.

*Report of Director of Contracts and Operations*  
*Carlton E. Curry, Director of Contracts and Operations.*

Mr. Curry submitted to the Board a copy of the Director's report attached hereto as Exhibit D and incorporated herein by reference (the "November 2004 Director's Report").

The Chair asked about Department of Public Works plan to build a CSO tunnel. Mr. Curry noted that the preliminary plan is to construct a liner for the tunnel. Mr. Curry noted that Department would continue to participate in the planning process in order to protect the nearby aquifer.

*Resolution No. 39, 2004- An Amendatory Resolution of the Department of Waterworks of the City of Indianapolis, Indiana, amending its First Supplemental Waterworks District Net Revenue Bond Resolution Adopted on February 26, 2004- Andrew I. Klineman, General Counsel.*

Mr. Klineman explained Resolution No. 39, 2004.

Ms. Bayt moved, seconded by Mr. DeMars, to approve Resolution No. 39, 2004. The motion carried by a vote of 4 to 0.

The Chair opened a public hearing related to Resolution No. 39, 2004 and the Declaratory Resolution passed by the Board as Resolution No. 35, 2004 at the October 28, 2004 meeting of the Board. Mr. Klineman read the list of projects attached to Resolution No. 35, 2004. Mr. Klineman noted that the projects described have been available for public inspection and the public hearing was advertised as required by law.

Nobody from the public asked to be recognized. The Chair closed the public hearing.

*Resolution No. 40, 2004- Confirmatory Resolution- Andrew I. Klineman, General Counsel*

Mr. Klineman explained Resolution No. 40, 2004. The Confirmatory Resolution sets forth projects to be funded by the 2004 Department bond issues.

Mr. Bayt moved, seconded by Mr. DeMars, to approve Resolution No. 40, 2004. The motion carried by a vote of 4 to 0.

*Resolution No. 41, 2004- Approval of Capital Projects-Carlton E. Curry, Director of Contracts and Operations.*

Mr. Curry explained Resolution No. 41, 2004. The Approval concerns the matters attached as exhibits to the resolution.

Ms. Howard moved, seconded by Mr. Bayt, to approve Resolution No. 41, 2004. The motion carried by a vote of 4 to 0.

*Resolution No. 42, 2004- Resolution Approving of the 2005 Budget of the Consolidated City of Indianapolis, Department of Waterworks- Robert Erney, Financial Manager.*

Mr. Erney explained Resolution No. 42, 2004.

Mr. Bayt asked if the proposed budget was drafted to meet all Department debt obligations, including debt coverage ratios. Mr. Erney responded that the proposed budget was designed to make sure those obligations are met.

Mr. Bayt moved, seconded by Ms. Howard, to approve Resolution No. 42, 2004. The motion carried by a vote of 4 to 0.

*Other Business*  
*Other Board Business*

None.

*Public Comment*

The Chair recognized Mr. Glenn Pratt. Mr. Pratt noted that the impact of new legislature and state agency staffs should be considered. Mr. Pratt noted that VWI and the Department should continue to work with state agency staffs and consider the legislation that will be considered the first week of the general assembly sessions. Mr. Pratt noted that review of legislation should be completed prior to the general assembly consideration of the legislation. Mr. Pratt submitted to the Board a copy of the IDEM Efficiency Task Team Report of the General Government Committee of the Government Efficiency Commission.

CONCLUSION

With no further business pending, the Board of Directors of the Department of Waterworks meeting adjourned at 6:15 p.m.

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Beulah Coughenour, Chairwoman

Attest:

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S. Michael Hudson,  
Secretary-Treasurer